

WASHINGTON STATE LIQUOR CONTROL BOARD
ADMINISTRATIVE VIOLATION PROCESS
PENALTY PROCESS

Trade Name: NOBLE WINES, LTD License/Permit No: 080495-6B
Licensee: NOBLE WINES, LTD Case Number: 046B059
Address: 818 S. DAKOTA ST Phone No: 206-326-5274
City & Zip: SEATTLE, WA 98108 License Class: B/W DISTRIBUTOR

Violation: PROVIDING CREDIT Violation Date: 06/02/04
RCW:WAC RCW 66.28.010 & WAC 314-13-020
Penalty: 3 Day Suspension, effective: 9:00 AM 12/16/04 through 9:00 AM 12/19/04
OR, \$500 in lieu of suspension.

Payment must be received at least 7 days prior to suspension date in order to avoid suspension.

Agent: STEVEN H. HYPSE Badge Number 0454
Date Issued: 11/10/04 Phone Number 206-464-6088
Received By: Molly Andrews Smith
Print Name: Molly Andrews Smith Date: 11/09/04

NOTICE:

Licensee/Permit Holder MAY select one of the following options by marking the appropriate box, signing and forwarding the document to the Enforcement Office at the below address. FAILURE TO RESPOND WILL RESULT IN THE SUSPENSION GOING INTO EFFECT ON THE DATE LISTED ABOVE.

- ☐ I choose to pay the monetary option. My check for \$_____ dollars is enclosed. (NSF check will result in suspension of license.)
- ☐ I request an informal meeting to discuss resolution of this matter. You can reach me at (Licensee - insert your phone number.) (_____) _____.
- ☐ I request a formal administrative hearing. (If you select this option, you will be notified by mail of the date and time of the hearing.)

Signature of Licensee/Permit Holder: _____
Print Name: _____ Date: _____

All Payments, Requests for Informal Meetings or Formal Hearings and Correspondence should be sent to:

Washington State Liquor Control Board
Richard Manoli, MIW Senior Agent
4401 E Marginal Way S, Seattle, WA 98134
(206) 464-7845

Note: If you request an Administrative Hearing and you are hearing impaired or a limited English-speaking person, you may have an interpreter present at the hearing at no cost to you. If you desire an interpreter please check the block below and provide the requested information.

☐ My primary language is: _____

Resp to Costco RFP
1426

| | |
|--------------------------------|------------------|
| DEFENDANT'S EXHIBIT | |
| CASE NO. | <u>C04-0360P</u> |
| EXHIBIT NO. | <u>566</u> |



ADMINISTRATIVE VIOLATION NOTICE

Washington State Liquor Control Board

Case No. 046B059

Licensing & Regulation Division

3000 Pacific Ave SE

PO Box 43093

Olympia, WA 98504-3093

| | | |
|--|---|--|
| Owner/Employee NOBLE WINES, LTD. | License # 080495-6B | License Class B/W DISTRIBUTOR |
| Trade Name NOBLE WINES, LTD | | |
| Address; 818 S. DAKOTA ST. Mailing; | City SEATTLE | County KING |
| Violation: RCW 66.28.010(1) & WAC 314-13-020 PROVIDING CREDIT | | |
| Served On MOLLY ANDREWS-SMITH | Position VP BUSINESS OPS | Date & Time 11/09/04 1450 |
| Date & Time of Violation 06/02/04 | Liquor Control Agent Steven H. Hypse | Liquor Control Agent <i>Steven H. Hypse</i> |

INVESTIGATIVE SUMMARY

ON JUNE 2, 2004 YOU DELIVERED AN ORDER OF WINE TO MADRID 522 ON INVOICE NUMBER D469662 IN THE AMOUNT OF \$743.94. YOU FAILED TO OBTAIN FULL PAYMENT FOR THE ORDER AT THE TIME OF THIS DELIVERY. ON JUNE 24, 2004 YOU AGAIN DELIVERED AN ORDER OF WINE TO MADRID 522 ON INVOICE NUMBER D474423 IN THE AMOUNT OF \$675.48. YOU AGAIN FAILED TO OBTAIN PAYMENT FOR THE ORDER AT THE TIME OF DELIVERY WHILE YOU STILL HAD NOT COLLECTED ON THE OUTSTANDING BALANCE FROM THE JUNE 2, 2004 ORDER. ON OCTOBER 14, 2004 YOU CONTACTED ME ABOUT THE OUTSTANDING BALANCE THAT YOU HAVE NOT BEEN ABLE TO COLLECT. THIS CONSTITUTES A 134 DAY EXTENSION OF CREDIT TO A RETAIL LICENSEE IN VIOLATION OF RCW 66.28.010 AND WAC 313-020.

ATTACHED IS A COPY OF RCW 66.24.010 AND WAC 314-13-020 FOR YOUR INFORMATION.

☐ LICENSEE ☐ OLYMPIA ☒ FILE ☐ WORKING COPY

Resp to Costco RFP

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TX566-002



BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

Noble Wines, LTD
Noble Wines, LTD
818 S. Dakota St
Seattle, WA 98108

Hearing File No.: N/A
AVN No.: 046B059
License No. 080495-6B

On November 16, 2004 at Seattle in a meeting between:

| For the Board | For the Licensee |
|---------------------------------|---------------------|
| Richard Manoli, Supervisor, MIW | Molly Andrews-Smith |

- () A Compromise Disposition was not reached. Please schedule this matter for hearing.
(X) A Compromise Disposition was reached.

The following disposition was agreed to:

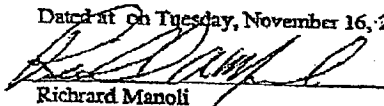
I. Procedural Understanding

1. Licensee stipulates to the violation.
2. Licensee understands that the compromise is subject to Board approval, and if not approved, the case will be scheduled for hearing.
3. Licensee has made the offer voluntarily and gives up any right to further administrative or judicial review in connection with this matter if the Board approves the compromise.

II. Details of Compromise

- > Original sanction: 3 Day Suspension with monetary proviso of \$500
- > Compromise sanction: 3 Day Suspension with monetary proviso of \$250
- > Terms for installment payments: N/A
- > Miscellaneous terms or conditions: Licensee has put in place procedures to prevent extending credit through bad checks along with reporting procedures. Licensee agrees to pay the monetary proviso and understands that if payment is not received by November 31, 2004 the 3 day suspension will begin at 9:00 AM December 17, 2004 through 9:00 AM December 20, 2004.

Dated at on Tuesday, November 16, 2004


Richard Manoli
Supervisor, MIW


Molly Andrews-Smith
Licensee

Board Action on Compromise Disposition:

| Concur | Do Not Concur |
|--------|---------------|
| | |
| | |
| | |

cc: Licensing and Regulation Division
Attorney's General Office

Resp to Costco RFP
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STATE OF WASHINGTON
WASHINGTON STATE LIQUOR CONTROL BOARD
3000 Pacific Avenue SE • P O Box 43076 • Olympia WA 98504-3102 • (360)664-1716

IN THE MATTER OF:

NOBLE WINES LTD
818 S DAKOTA ST
SEATTLE WA 981080000

AVN #046B059

ORDER VACATING LICENSE SUSPENSION

LICENSEE(S)

LICENSE NO. 080495

TO: NOBLE WINES LTD

The above entitled matter coming on regularly before the Board and it appearing that on October 9, 2004, the board issued an administrative violation notice proposing a (3) day license suspension or payment of a monetary penalty in the amount of (\$250) in lieu of said suspension, for violation of RCW 66.28.010. It is now appearing that the licensee has complied with the condition of the administrative violation notice by making payment of the sum of (\$250) to the Board, and the Board being fully advised in the premises. NOW, THEREFORE,

IT IS HEREBY ORDERED That the administrative violation notice dated October 9, 2004 be, and the same hereby is vacated.

DATED at Olympia, Washington this Tuesday, November 23, 2004.

WASHINGTON STATE LIQUOR CONTROL BOARD

Resp to Costco RFP
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<http://intranet/EnforceMain/Letters/notice2.asp>

11/23/2004

TX566-004